

REMARKS

Reconsideration of the application in light of the amendments and the following remarks is respectfully requested.

Status of the Claims

Claims 1-18 are pending. Claims 1, 2, 4, 9 and 14 have been amended. Claim 8 has been cancelled without prejudice or disclaimer of the subject matter contained therein. No new matter has been added.

Allowable Subject Matter

Applicants appreciatively acknowledge the Examiner's indication of allowable subject matter in claims 4-13.

Rejection Under 35 U.S.C. § 102(e)

Claims 1-3 and 14-16 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,552,254 to Hasegawa et al. ("Hasegawa").

Hasegawa's disclosure and the invention claimed are very different functionally and are directed to solve very different problems. Hasegawa discloses a system in which musical selections are stored on a server capable of providing samples of music and commentary to a client interface so as to entice a user to purchase a full musical selection. In contrast, the claimed invention enhances a user's experience, where the user already owns a DVD, by downloading commentary information pertaining to the DVD from a server so as to permit the user to experience the DVD in combination with

the commentary. Additionally, a user “can record his personal commentary information and transmit it to the server for other viewers’ reference.” (Tzou, Page 5, line 32 - Page 6, line 2.)

Amended claim 1 recites “specific DVD data” to better set forth the invention and further distinguish the invention from the prior art. This feature was recited in cancelled claim 8, which the Examiner indicated as containing allowable subject matter.

Applicants respectfully submit that Hasegawa does not disclose nor suggest all the features of claim 1. In Hasegawa, the musical selections, e.g., Afile and Mfile, are created at the server and assigned a common ID. (Hasegawa, Col. 6, lines 45-47, and Fig. 3, step S1.) The server transmits these IDs to the client. (Hasegawa, Col. 11, lines 16-23.) In contrast, claim 1 recites a data unit located at the client which is “operable to read the data unit identifier [and] output [it] to the server.”

Additionally, claim 1 recites that the client outputs “a second commentary information corresponding to a combination of the first commentary information and the specific DVD data.” Hasegawa does not disclose the client combining the voice commentary information with DVD data to generate second commentary information.

Thus, Applicants respectfully submit that Hasegawa does not disclose each and every element of amended claim 1. Therefore claim 1 is not anticipated by Hasegawa.

Claim 2, by virtue of its dependency from claim 1, contains all the features recited in claim 1 which are demonstrated above to be missing from Hasegawa. Therefore, Hasegawa does not disclose each and every element of claim 2.

Additionally, claim 2 recites “a data unit navigator . . . for getting the second commentary information from the data unit according to the navigation commands.” In contrast, Hasegawa merely discloses a client that uses dedicated application software to carry out audibly reproducing sound data and reproducing video data. Hasegawa does not disclose a device that “parses the commentary stream into navigation commands, audio data, video data, text commands, and drawing commands.” Therefore, Hasegawa does not disclose all the features recited in claim 2.

Claim 3 stands rejected as anticipated by Hasegawa. By virtue of its dependency from claims 1 and 2, and for the reasons discussed above with regard to claims 1 and 2, Applicants respectfully submit that claim 3 is not anticipated by Hasegawa and is in condition for allowance.

Amended independent claim 14 recites “specific DVD data” to better set forth the claimed invention and further distinguish it from the prior art. This feature was recited in cancelled claim 8, which the Examiner indicated as containing allowable subject matter.

The Examiner acknowledges that method claims 14-16 correspond to apparatus claims 1-3. Therefore, for the reasons discussed above with regard to claims 1-3, Hasegawa does not disclose each and every element of the claims 14-16.

Applicants respectfully request the rejection be reconsidered and withdrawn.

Rejection Under 35 U.S.C. § 103(a)

Claims 17 and 18 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Hasegawa in view of U.S. Patent No. 6,314,375 to Watkins (“Watkins”).

Applicants respectfully submit that Watkins does not disclose nor suggest the features of claims 17 and 18 which have been demonstrated above to be missing from Hasegawa. Thus, Hasegawa in combination with Watkins does not disclose nor suggest the features of claims 17 and 18.

Additionally, a person of ordinary skill in the art would not be motivated to combine Hasegawa with Watkins to solve the problem addressed by the claimed invention (e.g., providing an enhanced experience to a user in possession of a DVD). Hasegawa provides an online music-purchase platform, and Watkins provides a pay-per-view video on demand DVD system. The inventions of claims 17 and 18 are directed toward enhancing the experience of a previous DVD purchase or rental by supplying commentary information on the DVD which the user already possesses. Therefore, a person of ordinary skill in the art in possession of Hasegawa would not look to Watkins to solve the problem addressed by claims 17 and 18. Thus, Applicants respectfully submit that claims 17 and 18 are not obvious in view of Hasegawa over Watkins.

CONCLUSION

Each and every point raised in the Office Action dated July 1, 2005 has been addressed on the basis of the above amendments and remarks. In view of the foregoing it is believed that claims 1-7 and 9-18 are in condition for allowance and it is respectfully requested that the application be reconsidered and that all pending claims be allowed and the case passed to issue.

If there are any other issues remaining which the Examiner believes could be resolved through a Supplemental Response or an Examiner's Amendment, the Examiner is respectfully requested to contact the undersigned at the telephone number indicated below.

Respectfully submitted,



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